

AMENDED IN ASSEMBLY APRIL 26, 2011

AMENDED IN ASSEMBLY MARCH 25, 2011

CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

ASSEMBLY BILL

No. 387

Introduced by Assembly Member Bonilla

February 14, 2011

An act to amend Section 48205 of the Education Code, relating to pupils.

LEGISLATIVE COUNSEL'S DIGEST

AB 387, as amended, Bonilla. Pupils: excused absences: military deployment activities.

Existing law requires a pupil to be excused from school for specified types of absences and prohibits those excused absences from generating state apportionment payments by deeming them as absences in computing average daily attendance.

This bill would include spending time with ~~a parent or legal guardian participating in specified military deployment activities~~ *an immediate family member, who is an active duty member of the uniformed services, as defined, and has been called to duty for, is on leave from, or has immediately returned from deployment to a combat zone or combat support position*, as another type of excused absence.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

SECTION 1. Section 48205 of the Education Code is amended to read:

48205. (a) Notwithstanding Section 48200, a pupil shall be excused from school when the absence is:

(1) Due to his or her illness.

(2) Due to quarantine under the direction of a county or city health officer.

(3) For the purpose of having medical, dental, optometrical, or chiropractic services rendered.

(4) For the purpose of attending the funeral services of a member of his or her immediate family, so long as the absence is not more than one day if the service is conducted in California and not more than three days if the service is conducted outside California.

(5) For the purpose of jury duty in the manner provided for by law.

(6) Due to the illness or medical appointment during school hours of a child of whom the pupil is the custodial parent.

(7) For justifiable personal reasons, including, but not limited to, an appearance in court, attendance at a funeral service, observance of a holiday or ceremony of his or her religion, attendance at religious retreats, attendance at an employment conference, or attendance at an educational conference on the legislative or judicial process offered by a nonprofit organization when the pupil's absence is requested in writing by the parent or guardian and approved by the principal or a designated representative pursuant to uniform standards established by the governing board.

(8) For the purpose of serving as a member of a precinct board for an election pursuant to Section 12302 of the Elections Code.

(9) For the purpose of spending time with a ~~parent or legal guardian participating in military deployment activities, as provided for in Section (E) of Article V of the Interstate Compact on Educational Opportunity for Military Children, specified in Section 49701.~~ *member of the pupil's immediate family, who is an active duty member of the uniformed services, as defined in Section 49701, and has been called to duty for, is on leave from, or has immediately returned from deployment to a combat zone or combat support position.*

1 (b) A pupil absent from school under this section shall be
2 allowed to complete all assignments and tests missed during the
3 absence that can be reasonably provided and, upon satisfactory
4 completion within a reasonable period of time, shall be given full
5 credit therefor. The teacher of the class from which a pupil is absent
6 shall determine which tests and assignments shall be reasonably
7 equivalent to, but not necessarily identical to, the tests and
8 assignments that the pupil missed during the absence.

9 (c) For purposes of this section, attendance at religious retreats
10 shall not exceed four hours per semester.

11 (d) Absences pursuant to this section are deemed to be absences
12 in computing average daily attendance and shall not generate state
13 apportionment payments.

14 (e) “Immediate family,” as used in this section, has the same
15 meaning as set forth in Section 45194, except that references
16 therein to “employee” shall be deemed to be references to “pupil.”